

15541
U.S. PTO
06/23/03

PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

16800 U.S. PTO
10/601309
06/23/03

MAIL STOP PATENT APPLICATION
Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place, Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

PRIOR APPLICATION: Examiner: Joseph F. Murphy
Group Art Unit: 1646

**CONTINUATION, DIVISIONAL, AND CONTINUATION-IN-PART
PATENT APPLICATION TRANSMITTAL UNDER 37 C.F.R. § 1.53(b)**

This is a request for filing a patent application under 37 C.F.R. § 1.53(b).

1. This application is a Divisional patent application under 37 C.F.R. § 1.53(b), of pending prior application no. 09/491,577, filed on January 25, 2000, of:

Inventors: John R. CARLSON, Junhyong KIM, Peter J. CLYNE & Coral G. WARR

For: NOVEL ODORANT RECEPTORS IN DROSOPHILA

2. The papers enclosed are as follows:

77 Page(s) of specification including
6 Page(s) of claims
1 Page of abstract
6 Sheet(s) of drawings

3. Oath or Declaration

A copy of an oath or declaration from a prior application is enclosed under 37 C.F.R. § 1.63(d). The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied is considered as part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

4. Relate Back - 35 U.S.C. § 120

Amend the specification by inserting before the first line the sentence:

"This is a divisional of copending Application No. 09/491,577 filed on January 25, 2000, now allowed, which claims priority to U.S. Provisional No. 60/117,132 filed January 25, 1999."

5. Assignment

- The prior application is assigned of record to Yale University, recorded July 10, 2000 at Reel/Frame 010945/0692.

6. Fee Payment

- Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.** This application is being filed under the provisions of 37 C.F.R. §1.53(f). Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

7. Small entity status

- Applicant(s) hereby assert(s) small entity status under 37 C.F.R. § 1.27.

8. **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §' 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be an **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

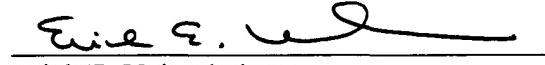
9. Additional papers enclosed:

- Information Disclosure Statement
 Form PTO-1449, 39 references included
 Request to Transfer Sequence Listing
 Paper copy of Sequence Listing

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By:


Erich E. Veitenheimer
Reg. No. 40,420

Dated: June 23, 2003

Customer No. 09629

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